



UNITED STATES OF AMERICA

v.

MICHAEL AUSTIN,

Defendant.

) Criminal No. 5:24-CR-452 (FJS)

)

) Indictment

)

) Violations: 21 U.S.C. § 841(a)(1)
[Possession with Intent to
Distribute a Controlled
Substance]

)

) 18 U.S.C. § 922(g)(1)
[Possession of Firearm by a
Prohibited Person]

)

) 2 Counts

)

) County of Offense: Herkimer

THE GRAND JURY CHARGES:**COUNT ONE****[Possession with Intent to Distribute a Controlled Substance]**

On or about August 15, 2024, in Herkimer County in the Northern District of New York, the defendant, **MICHAEL AUSTIN**, knowingly and intentionally possessed with intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1). That violation involved cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(b)(1)(C).

Before the defendant committed the offense charged in this count, the defendant had a final prior conviction for a felony drug offense, that is, a conviction for Conspiracy to Possess with Intent to Distribute a Controlled Substance, in violation of Title 21, United States Code, Sections 846 and 841(a)(1) & (b)(1)(A), in the United States District Court for the Northern District of New York on or about October 6, 2010.

COUNT TWO
[Possession of a Firearm by a Prohibited Person]

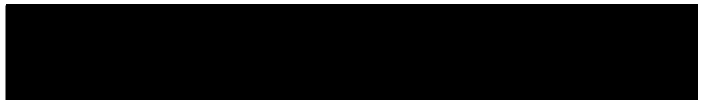
On or about July 26, 2024, in Herkimer County in the Northern District of New York, the defendant, **MICHAEL AUSTIN**, knowing that he had previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed in and affecting interstate and foreign commerce a firearm, namely a Remington, model R51, 9mm caliber pistol bearing serial number 0031022R51, which was manufactured in Massachusetts, and a Taurus, model PT111 G2, 9mm caliber pistol, bearing serial number TKN82657, which was manufactured in Brazil.

All in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(8).

Dated: November 13, 2024

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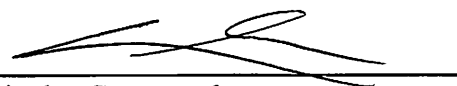
A TRUE BILL,



Grand Jury Foreperson

CARLA B. FREEDMAN
United States Attorney

By:



Nicolas Commandeur
Assistant United States Attorney
Bar Roll No. 518984